

10/5121.40



Shell Oil Company

One Shell Plaza  
P.O. Box 2463  
Houston TX 77252-2463

910 Louisiana  
Houston, TX 77002

Facsimile: (713) 241-6617

Intellectual Property:

## FACSIMILE TRANSMISSION

\*\*\*\*\*  
This facsimile may contain CONFIDENTIAL INFORMATION which also may be LEGALLY PRIVILEGED and which is intended only for the use of the Addressee(s) named below. If you are not the intended recipient of this facsimile, or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that any dissemination or copying of this facsimile may be strictly prohibited. If you have received this facsimile in error, please immediately notify us by telephone and return the original facsimile to us at the above address via United States Postal Service. Thank you.  
\*\*\*\*\*

**CONFIDENTIAL**

DATE: Wednesday, June 29, 2005

TO: RO/USPTO  
Attn: Patricia Booker, Authorized Officer

FAX: 703-746-6695

NO. OF PAGES: 13 + COVER PAGE

FROM: Barbara Fisher/Yukiko Iwata, SHELL OIL COMPANY  
(713) 241-3529

FAX NUMBER: (713) 241-6617

PLEASE CALL (713) 241-3529 IF THERE WERE ANY DIFFICULTIES IN RECEIVING THIS TRANSMISSION.

RE: International Appln No.: PCT/EP03/04359  
International Filing Date: April 24, 2003  
Our Ref No.: TS7607 US

Dear Ms. Booker: You had called and left a second message regarding the mistakes on the transmittal letter. I do apologize for the errors namely, the title and list of inventors. As noted we submit a second corrected version of the transmittal letter. Please find a new transmittal letter with this fax as your message had indicated. If there is further information required, please contact me 713 241 3529. Thank you for your assistance.

*WE also attached the front page of both declaration + preliminary amendment to show that the right title was listed.*

**DECLARATION AND POWER OF  
ATTORNEY FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**DIESEL FUEL COMPOSITIONS**

the specification of which is attached hereto unless the following box is checked:

(X) was filed on 24 April 2003  
as United States Application Number or PCT International Application Number PCT/EP03/04359  
and was amended on

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

Priority  
Not Claimed

<b>PRIOR FOREIGN APPLICATION(S)</b>		COUNTRY	DAY/MONTH/YEAR FILED
APPLICATION NUMBER 02552946.5		EPC	25 April 2002
APPLICATION NUMBER	COUNTRY		DAY/MONTH/YEAR FILED

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

APPLICATION SERIAL NO.	FILING DATE	FILING DATE
APPLICATION SERIAL NO.		

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) or § 365(c) of any PCT International application designating the United States, listed below and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

APPLICATION SERIAL NO.	FILING DATE	STATUS-PATENTED, PENDING, ABANDONED
APPLICATION SERIAL NO.		

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

NAME Yukiko Iwata	ATTORNEY/AGENT Attorney	REGISTRATION NUMBER 35,748	TELEPHONE NUMBER (713) 241 5593
NAME Richard F. Lernuth	ATTORNEY/AGENT Attorney	REGISTRATION NUMBER 30,081	TELEPHONE NUMBER (713) 241 3716

Revised June 1995

**SEND CORRESPONDENCE TO:**

**Yukiko IWATA  
c/o Shell Oil Company  
Intellectual Property  
P.O. Box 2463  
Houston, TX 77252-2463**

10/512140

TS7607 US  
YTW:BAF

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail **EV324953730US** in an envelope addressed to Commissioner for Patents, Box PCT, Alexandria, VA 22313-1450 on or before the date shown below.

*Barbara Fisher*  
Barbara Fisher  
Date: 22 October 2004

## THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PCT International Application of

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)

Richard Hugh CLARK, et al.

)

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Int Appl No.: PCT/EP03/04396

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Int. Filing Date: 24 April 2003

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)

DIESEL FUEL COMPOSITIONS

22 October 2004

COMMISSIONER FOR PATENTS  
Box PCT (DO/EO/US)  
Alexandria, VA 22313-1450

Dear Sir:

PRELIMINARY AMENDMENT UNDER 37 CFR 1.115

Prior to taking up the case for examination, please amend the application as follows:

Please add the following abstract:

10/512140

CORRECTED Version 6/29/05

U.S. DEPARTMENT OF COMMERCE/PATENT AND TRADEMARK OFFICE (REV 5-2001)		ATTORNEY'S SOCIETY NUMBER	
<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371</b>		<b>TS7607 US</b>	
INTERNATIONAL APPLICATION NO. PCT/EP03/04359		U.S. APPLICATION NO. (if known, see 37 CFR 1.5)	
		10/512,140	
INTERNATIONAL FILING DATE 24 April 2003 (24.04.2003)		PRIORITY DATE CLAIMED 25 April 2002 (25.04.2002)	
<p><b>TITLE OF INVENTION:</b> <b>DIESEL FUEL COMPOSITIONS</b></p> <p><b>APPLICANT(S) FOR DO/EO/US:</b> CLARK, Richard, Hugh; MILLINGTON, Christopher, Russell; WILLIAMS, Rodney, Glynn; MATCHETTI, Steven, Douthwaite</p> <p>Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:</p> <ol style="list-style-type: none"> <li>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</li> <li>4. <input checked="" type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (PCT Article 31).</li> <li>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input checked="" type="checkbox"/> has been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> <li>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto</li> <li>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li> </ol> </li> <li>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> have been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li>d. <input checked="" type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li> <li>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</li> <li>10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li> </ol> <p><b>Items 11 to 16 below concern document(s) or information included:</b></p> <ol style="list-style-type: none"> <li>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li> <li>12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</li> <li>13. <input checked="" type="checkbox"/> A FIRST preliminary amendment.</li> <li>14. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.</li> <li>15. <input type="checkbox"/> A substitute specification.</li> <li>16. <input type="checkbox"/> A change of power of attorney and/or address letter.</li> <li>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825</li> <li>18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</li> <li>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</li> <li>20. <input checked="" type="checkbox"/> Other items or information: postcard</li> </ol>			

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/512,149		INTERNATIONAL APPLICATION NO. PCT/EPO3/04359	ATTORNEY'S DOCKET NUMBER TS7607US																										
<p>21. <input checked="" type="checkbox"/> The following fees are submitted:</p> <p><b>Basic National Fee (37 CFR 1.492(a)(1)-(5)):</b>      Neither international preliminary examination fee (37 CFR 1.492) nor international search fee (37 CFR 1.445(a)(3) paid to USPTO and International Search Report not prepared by the EPO or JPO..... \$1110.00</p> <p>International preliminary examination fee (37 CFR 1.492) not paid to USPTO but International Search Report prepared by the EPO or JPO ..... \$950.00</p> <p>International preliminary examination fee (37 CFR 1.492) not paid to USPTO but international search for (37 CFR 1.445(a)(2)) paid to USPTO ..... \$790.00</p> <p>International preliminary examination fee (37 CFR 1.492) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... \$750.00</p> <p>International preliminary examination fee paid to USPTO (37 CFR 1.492) and all claims satisfied provisions of PCT Article 33(1)-(4) ..... \$100.00</p>																													
<p><b>CALCULATIONS PTO USE ONLY</b></p> <p><b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b> \$950.00</p> <p>Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(c)).</p> <table border="1"> <thead> <tr> <th>CLAIMS</th> <th>NUMBER FILED</th> <th>NUMBER EXTRA</th> <th>RATE</th> </tr> </thead> <tbody> <tr> <td>Total Claims</td> <td>7 - 20 =</td> <td>0</td> <td>x \$ 18.00</td> </tr> <tr> <td>Independent Claims</td> <td>3 - 3 =</td> <td>0</td> <td>x \$ 88.00</td> </tr> <tr> <td>Multiple dependent claim(s) (if applicable)</td> <td></td> <td></td> <td>+ \$300.00</td> </tr> <tr> <td colspan="4"><b>TOTAL OF ABOVE CALCULATIONS =</b> \$</td> </tr> </tbody> </table> <p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.</p> <p><b>SUBTOTAL =</b> \$</p> <p>Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).</p> <table border="1"> <thead> <tr> <th colspan="2">TOTAL NATIONAL FEE =</th> </tr> </thead> <tbody> <tr> <td>Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property.</td> <td>+ \$ 40.00</td> </tr> <tr> <td colspan="2"><b>TOTAL FEES ENCLOSED =</b> \$</td> </tr> </tbody> </table> <p><b>Amount to be refunded:</b> charged: \$990.00</p> <p>a. <input type="checkbox"/> A check in the amount of \$_____ cover the above fees is enclosed.</p> <p>b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. 19-1800 in the amount of \$990.00 to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 19-1800. A duplicate copy of this sheet is enclosed.</p> <p><b>NOTE:</b> Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p> <p><b>SEND ALL CORRESPONDENCE TO:</b></p> <p><b>Yukiko IWATA</b>      SHELL OIL COMPANY      INTELLECTUAL PROPERTY      P. O. BOX 2463      HOUSTON, TX 77252-2463      713-241-5593      713-241-6617</p> <p><b>SIGNATURE</b>  <i>Yukiko Iwata</i></p> <p><b>NAME</b>      Yukiko IWATA</p> <p><b>REGISTRATION NUMBER</b>      35 748</p>				CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	Total Claims	7 - 20 =	0	x \$ 18.00	Independent Claims	3 - 3 =	0	x \$ 88.00	Multiple dependent claim(s) (if applicable)			+ \$300.00	<b>TOTAL OF ABOVE CALCULATIONS =</b> \$				TOTAL NATIONAL FEE =		Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property.	+ \$ 40.00	<b>TOTAL FEES ENCLOSED =</b> \$	
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